

TOWN OF GOSHEN
TOWN BOARD WORK SESSION
April 22, 2013

MINUTES

A Work Session of the Town Board of the Town of Goshen was held on the 22nd day of April, 2013 at Town Hall located at 41 Webster Avenue, Village of Goshen, County of Orange, State of New York.

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| Present: | Douglas Bloomfield | Supervisor |
| | Philip Canterino | Councilman |
| | Louis Cappella | Councilman |
| | George Lyons | Councilman |
| | Kenneth Newbold | Councilman |
| Also Present: | Dennis Caplicki | Town Attorney |
| | Valma Eisma | Town Clerk |

The meeting was called to order by Supervisor Bloomfield at 7:30 pm, followed by the Pledge of Allegiance.

1. DISCUSS A & L ACRES CONSERVATION EASEMENT PROPOSAL: Albert Fini, contractor, approached the Board, and supplied each member with a map showing the conservation easement proposal for his subdivision, A & L Acres. He explained that one of the lots in the subdivision, lot 29, an approved lot, is the one he would like to have amended. Mr. Fini stated he was here tonight to ask for an amendment to allow fencing and a small barn to be placed on the property to accommodate up to 12 horses. Supervisor Bloomfield asked if this was the lot holding the retention pond? Mr. Fini replied yes. Mr. Fini pointed out on the map where the fence would be placed, and the location of the home and the barn.

Supervisor Bloomfield said the property is located on Houston Road, on a lovely piece of property, and the contractor stated that this parcel would be a focal point of the subdivision. He proceeded to answer the Board's questions as to the fencing materials, agricultural status, and the conservation easement. There were a few questions unanswered, and Supervisor Bloomfield asked if the attorney could clarify them by Thursday's meeting. The Supervisor asked the Board if any of the members had a problem with the easement? No one was against the conservation easement, but did want some clarification. Attorney Caplicki will look into it further, and present any changes for Thursday's meeting.

2. CLOSE THE WATER/SEWER PUBLIC HEARING AND ADOPT WATER/SEWER RATES PRESENTED AT THE MEETING OF 4/11/2013. Councilman Newbold made a Motion to close the Public Hearing on Water/Sewer Public Hearing on Water/sewer Rates. of 4/11/2013. The Motion was seconded by Councilman Lyons. Motion carried unanimously.

Councilman Newbold made a Motion to Adopt the Water/Sewer Rates presented at the meeting of 4/11/2013. Councilman Canterino seconded the Motion. Motion carried unanimously.

3. DISCUSS AND PASS RESOLUTION TO AUTHORIZE ARNOLD SILVER, DESIGNATED ASSESSOR, TO SIGN 2013 ASSESSMENT ROLL AND RELATED DOCUMENTS:

**TOWN OF GOSHEN
RESOLUTION**

AUTHORIZE ARNOLD SILVER AS THE DESIGNATED ASSESSOR FOR THE TOWN OF GOSHEN IN ACCORDANCE WITH THE ASSESSMENT SERVICES CONTRACT BETWEEN THE TOWN OF GOSHEN AND THE COUNTY OF ORANGE TO SIGN THE 2013 ASSESSMENT ROLL AND ALL RELATED FORMS AND CORRESPONDENCE WITH THE NYS DEPARTMENT OF FINANCE AND TAXATION

INTRODUCED BY: Councilman Kenneth Newbold
SECONDED BY: Councilman Philip Canterino;
DATED: **April 22, 2013**

At a meeting of the Town Board of the Town of Goshen, County of Orange, State of New York, held at Town Hall in said Town on the 22nd day of April, 2013

WHEREAS, by resolutions of the Town Board of the Town of Goshen dated October 9, 2012 and December 13, 2012, the Town Board of the Town of Goshen affirmatively voted to remove the assessment functions from the Town and negotiated with and signed a contract with the County of Orange pursuant to Section 1537 of the Real Property Law of the State of New York for the provision of assessment services on behalf of the Town of Goshen by the County of Orange, and

WHEREAS, pursuant to said aforementioned contract, Arnold Silver has been appointed to act as the Designated Assessor for the Town of Goshen,

NOW, BE IT THEREFORE RESOLVED that Arnold Silver as the Designated Assessor for the Town of Goshen be and is hereby authorized to sign the 2013 assessment roll and all related forms and correspondence with the NYS Department of Taxation and Finance.

Upon Roll Call Vote:

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| Supervisor, Douglas Bloomfield | <u>AYE</u> | Councilman, Philip Canterino | <u>AYE</u> |
| Councilman, Philip Canterino | <u>AYE</u> | Councilman, Kenneth Newbold | <u>AYE</u> |
| Councilman, George Lyons | <u>AYE</u> | | |

Vote: Resolution carried by a vote of 5 to 0.

STATE OF NEW YORK)

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COUNTY OF ORANGE

I, Valma Eisma, Town Clerk of the Town of Goshen, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the Town Board of the Town of Goshen at a meeting of said Board held on April 22, 2013

Valma Eisma

REVIEW AND APPROVE PROPOSED ANDREW'S TAX CERTIORARI: Attorney Caplicki addressed the Board explaining that this was before the Board previously. It was put on hold to be tweaked, at the recommendation of the County, involving the years of 2008 and 2009. He reviewed the following Resolution with the Board.

**TOWN OF GOSHEN
RESOLUTION**

Settling of Tax Certiorari Claim; Andrew, Section 12, Block 1, Lot 70.1

INTRODUCED BY: Councilman Kenneth Newbold

SECONDED BY: Councilman Philip Canterino

DATED: April 22, 2013

At a meeting of the Town Board of the Town of Goshen, County of Orange, State of New York, held at Town Hall in said Town on the 22 day of April, 2013

WHEREAS, Reynell and Judith Andrews have commenced tax certiorari proceedings against the Town of Goshen in the Supreme Court of the State of New York, County of Westchester for the 2008-2009, 2009-2010, 2010-2011, 2011-2012 tax assessment years Bearing Westchester County index numbers 16504/08, 16577/09, 17701/10, 13074/11, and In Supreme Court of the County of Orange for the 2012-2013 tax assessment year bearing Orange County index #0635/12; and

WHEREAS, it appears from the recommendation (s) of the Town Assessor, the Town's appraiser and Dennis P. Caplicki Esq., counsel for the Town of Goshen in the aforesaid proceedings, and upon a thorough investigation of the claims, that any further proceedings and litigation by the Town would involve considerable expense with the attendant uncertainty of the outcome and that the settlement of the above matter(s), as more fully set forth below, is reasonable, and in the best interests of the Town; and

WHEREAS, Reynell and Judith Andrews are willing to settle these proceedings without Interest, costs or disbursements, in the following manner;

- (1) That the proceeding for the 2008-2009 tax year be confirmed at an assessment of \$286,150
- (2) That the proceeding for the 2009-2010 tax year be confirmed at an assessment of \$275,000
- (3) That the proceeding for the 2010-2011 tax year be confirmed at an assessment of \$260,00
- (4) That the proceeding for the 2011-2012 tax year be confirmed at an assessment of \$250,000
- (5) That the proceeding for the 2012-2013 tax year be confirmed at an assessment of \$213,000

That petitioner's real property taxes for the years 2008-2009, 2009-2010, 2010-2011, 2011-12 and 2012-2013 be adjusted accordingly and that the petitioner be reimbursed, if paid, for any overpayment, without interest, if paid within ninety (90) days of notice of entry, or be credited with the corresponding decrease in taxes, as the case may be; and

NOW, BE IT THEREFORE RESOLVED that the proposed settlement as set forth and described above is hereby accepted pursuant to Section 68 of the Town law and it is further;

RESOLVED that the assessor of the Town of Goshen, Dennis P. Caplicki Esq. Attorney for the Town of Goshen, and Douglas Bloomfield, Supervisor of the Town of Goshen be and they are hereby authorized to take any and all steps and sign any and all documents necessary to effectuate the terms of this resolution.

Upon Roll Call Vote:

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|--------------------------------|------------|------------------------------|------------|
| Supervisor, Douglas Bloomfield | <u>AYE</u> | Councilman, Philip Canterino | <u>AYE</u> |
| Councilman, Louis Cappella | <u>AYE</u> | Councilman, Kenneth Newbold | <u>AYE</u> |
| Councilman, George Lyons | <u>AYE</u> | | |

Vote: Resolution carried by a vote of 5 to 0.

5. STATUS UPDATE REGARDING PLANS TO RE-NAME CRAIGVILLE PARK TO

MYRON URBANSKI PARK: Councilman Lyons reported that he contacted Joint Recreation for their input, but had not yet received a response. He stated that tentatively he and Councilman Canterino were thinking there is a sign out there now, which would come down, and be replaced by a new sign saying Myron Urbanski Park. He said there would be some type of ceremony, probably on a Saturday morning in June. He said it would include Myron's family, contractors that worked on the park, supporters, etc.

ADJOURNMENT: With no further business, Councilman Newbold made the Motion to adjourn the meeting, go into Executive Session, with intent not to return to discuss:

1. Discuss Potential Zoning Litigation
2. P.D. Personnel Update
3. CSEA Negotiations Update

The Motion was seconded by Councilman Canterino, Motion carried unanimously.

Time: 8:00 PM

Valma Eisma, Town Clerk